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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN JOSE DIVISION

17 CISCO SYSTEMS, INC.,

18 Plaintiff,

19 v.

20 ARISTA NETWORKS, INC.,

21 Defendant.
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Case No. 5:14-cv-05344-BLF (NC)

**DEFENDANT ARISTA NETWORKS,
INC.'S ADMINISTRATIVE MOTION TO
FILE DOCUMENTS UNDER SEAL
REGARDING JOINT DISCOVERY
LETTER RELATED TO CISCO'S
PRIVILEGE CLAIMS**

Judge: Hon. Nathanael Cousins

Date Filed: December 5, 2014

Trial Date: November 21, 2016

Pursuant to the Northern District of California's Civil Local Rules 7-11 and 79-5(d)-(e), Defendant Arista Networks, Inc. respectfully submits this administrative motion to file under seal the following document:

| Document | Portions to Be Filed Under Seal | Designating Party |
|---|---------------------------------|-------------------|
| Ex. J to Joint Discovery Letter Related to Cisco's Privilege Claims | Entire | Arista |

Arista seeks to file under seal documents and information submitted in connection with the parties' Joint Discovery Letter, which is a non-dispositive motion. Because this Motion to Seal relates to a non-dispositive motion, the documents and information that the parties request to file under seal are not subject to a strong presumption of public access. *See Kamakana v. City & Cty. of Honolulu*, 447 F.3d 1172, 1180 (9th Cir. 2006). Rather, the "good cause" standard of Rule 26(c) of the Federal Rules of Civil Procedure applies to the material that Arista seeks to file under seal. *Id.* at 1179. Civil Local Rule 79-5 further requires that a party seeking to seal information and documents "establish[] that the document, or portions thereof, are privileged, protectable as a trade secret or otherwise entitled to protection under the law." Civil L.R. 79-5(b). The sealing request must also "be narrowly tailored to seek sealing only of sealable material." *Id.*

Arista submits, along with this administrative motion, the declaration of Eduardo E. Santacana, which attaches an unredacted version of Exhibit K in its entirety.

Dated: July 25, 2016

KEKER & VAN NEST LLP

By: /s/ Brian L. Ferrall
BRIAN L. FERRALL

Attorney for Defendant
ARISTA NETWORKS, INC.